

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division

PAMELA G. CAPPETTA,

Plaintiff,

v.

GC SERVICES LIMITED PARTNERSHIP,

Defendant.

)
)
)
)
)
)
)
)
)
)

Civil Action No. 3:08-cv-00288

**MOTION TO DISMISS COUNTS II THROUGH V OF
PLAINTIFF'S FIRST AMENDED COMPLAINT**

COMES NOW Defendant GC Services Limited Partnership, by counsel, and pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure requests that this Court dismiss Counts II through V of Plaintiff's First Amended Complaint against it for the reasons and on the grounds stated in the Memorandum in Support of this Motion, filed herewith.

Respectfully submitted,

G.C. SERVICES LIMITED PARTNERSHIP

By: /s/ _____
James C. Skilling (VSB No. 27998)
Rebecca H. Royals (VSB No. 71420)
Attorneys for GC Services Limited Partnership
BUTLER, WILLIAMS & SKILLING, P.C.
100 Shockoe Slip, 4th Floor
Richmond, Virginia 23219
Telephone: (804) 648-4848
Facsimile: (804) 648-6814
E-mail: jskilling@ butlerwilliams.com
rroyals@butlerwilliams.com

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of September, 2008, I electronically filed the foregoing Motion to Dismiss Counts II through V of Plaintiff's First Amended Complaint with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following:

Matthew J. Erausquin, Esquire
CONSUMER LITIGATION ASSOCIATES, P.C.
10560 Main Street, PH-15
Fairfax, Virginia 22030

Leonard A. Bennett, Esquire
CONSUMER LITIGATION ASSOCIATES, P.C.
12515 Warwick Boulevard, Suite 100
Newport News, Virginia 23606

Jason M. Krumbein, Esquire
KRUMBEIN CONSUMER LEGAL SERVICES
1650 Willow Lawn Drive, Suite 300
Richmond, Virginia 23230

Counsel for Plaintiff

/s/_____
Rebecca H. Royals (VSB No. 71420)
Attorney for GC Services Limited Partnership
BUTLER WILLIAMS & SKILLING, P.C.
100 Shockoe Slip, 4th Floor
Richmond, Virginia 23219
Telephone: (804) 648-4848
Facsimile: (804) 648-6814
Email: rroyals@butlerwilliams.com